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PATENTS, TRADEMARKS, COPYRIGHTS & UNFAIR COMPETITION

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To: U.S. Patent Office

From: B. Noël Kivlin

Attn: Examiner Christine Ng

Pages: 4

Fax: 571-273-3124

Date: October 26, 2005

Re: 5681-81700

Phone: (512) 853-8840

● Comments:

Pursuant to our telephone conversation, please find attached a Terminal Disclaimer and Fee Authorization with regard to U.S. patent application serial no. 09/967,142.

If you have any questions or comments, please do not hesitate to contact me.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 09/967,142

Filed: September 28, 2001

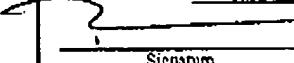
Inventor(s):

Lee et al.

Title: DISCOVERY OF NODES
IN AN
INTERCONNECTION
FABRIC

§ Examiner: Ng, Christine Y.
§ Group/Art Unit: 2663
§ Atty. Dkt. No: 5681-81700

§ I hereby certify that this correspondence is being sent via
§ facsimile to: Facsimile No. 571-273-3124, Commissioner for
§ Patents, Alexandria, VA 22313-1450, on the date indicated
§ below.

§ 
B. Noel Kivlin

Signature	October 26, 2005
	Date

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A DOUBLE PATENTING REJECTION OVER
A PENDING SECOND APPLICATION**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

1. SUN MICROSYSTEMS, INC. is the owner of all rights in the captioned application.

2. As sole owner in the captioned application, SUN MICROSYSTEMS, INC. hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. §154 to §156 and §173 as shortened by any terminal disclaimer filed prior to the grant of any patent granted on pending second Application Serial No. 09/967,142 titled "MAPPING OF NODES IN AN INTERCONNECTION FABRIC" filed on September 28, 2001. SUN MICROSYSTEMS, INC. hereby agrees that any patent so granted on the captioned application shall be enforceable only for and during such period that it and any patent granted on the second application are commonly owned. This agreement runs with any patent granted on the

captioned patent application and is binding upon the grantee of such patent, and its or his successors or assigns.

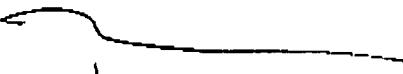
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4. The undersigned is an attorney of record.

5. A Fee Authorization form for the Terminal Disclaimer fee under 37 CFR 1.20(d) is included.

The Commissioner is authorized to charge any fees which may be required, or credit any overpayment, to Meyertons, Hood, Kivlin, Kowert & Goetzel PC Deposit Account No. 50-1505/5681-81700/BNK.

Respectfully submitted,



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Date: October 26, 2005

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B. Noel Kivlin
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§ October 26, 2005
Signature Date

FEE AUTHORIZATION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

The Commissioner is hereby authorized to charge the following fee to Meyertons, Hood, Kivlin, Kowert & Goetzel, P.C. Deposit Account Number 50-1505/5681-81700:

Fee: Terminal Disclaimer
Amount: \$130.00
Attorney Docket No.: 5681-81700

The Commissioner is also authorized to charge any extension fee or other fees which may be necessary to the same account number.

Respectfully submitted,


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